

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

RACHEL YOUNGER, Individually and as
Administrator of the Estate of NATHANIEL
YOUNGER,

Plaintiff,

v.

ZURICH AMERICAN INSURANCE COMPANY,
ZURICH LIFE INSURANCE COMPANY and UBS
FINANCIAL SERVICES, INC.

Defendants.

Civil Action No.: 11-civ-1173
(TPG)

CERTIFICATION IN SUPPORT OF MOTION TO DISMISS

ANDREW I. HAMELSKY hereby certifies that the following is true under
penalty of perjury, pursuant to 28 U.S.C. § 1746:

1. I am a partner with White and Williams LLP, attorneys for defendant Zurich
American Insurance Company (“Zurich American”).

2. I make this certification based upon my personal knowledge of the facts set
forth herein.

3. This certification is in support of the notice of motion to dismiss of Zurich
American, dated April 25, 2011.

4. Attached as **Exhibit 1** is the complaint.

5. Attached as **Exhibit 2** is a UBS Financial Services Inc. summary plan
description, dated January 1, 2009.

6. Attached as **Exhibit 3** is policy number GTU 3514164.

7. Attached as **Exhibit 4** is policy number GTU 3514165.

I certify under penalty of perjury that the forgoing is true and correct.

Date: May 5, 2011

Respectfully submitted,

s/ Andrew I. Hamelsky
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